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A Professional Corporation
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Attorneys for Cross-Claim Defendant
Stewart Title Guaranty Company

WALSH SECURITIES, INC.,

Plaintiff,

vs.

CRISTO PROPERTY MANAGEMENT,
LTD., a/k/a G.J.L. LIMITED, DEK
HOMES OF NEW JERSEY, INC.,
OAKWOOD PROPERTIES, INC.,
NATIONAL HOME FUNDING, INC.,
CAPITAL ASSETS PROPERTY
MANAGEMENT & INVESTMENT CO.,
INC., CAPITAL ASSETS PROPERTY
MANAGEMENT, L.L.C., WILLIAM
KANE, GARY GRIESER, ROBERT
SKOWRENSKI, II, RICHARD
CALANNI, RICHARD DiBENEDETTO,
JAMES R. BROWN, THOMAS BRODO,
ROLAND PIERSON, STANLEY YACKER,
ESQ., MICHAEL ALFIERI, ESQ.,
RICHARD PEPSNY, ESQ., ANTHONY
M. CICALESE, ESQ., LAWRENCE
CUZZI, ANTHONY D'APOLITO, DAP
CONSULTING, INC., COMMONWEALTH
LAND TITLE INSURANCE CO.,
NATIONS TITLE INSURANCE OF NEW
YORK, INC., FIDELITY NATIONAL
TITLE INSURANCE CO. OF NEW
YORK, COASTAL TITLE AGENCY, and
STEWART TITLE GUARANTY COMPANY,
IRENE DiFEO, DONNA PEPSNY and
WEICHERT REALTORS,

Defendants

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CV 97-3496 (WGB)

Hon. William G. Bassler

NOTICE OF MOTION

Oral Argument Requested

TO: Thomas D. Flynn, Esq. Edward C. Bertucio, Jr.
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PLEASE TAKE NOTICE that on Monday, February 27, 2006, at 9:00 a.m., or as soon thereafter as counsel may be heard, Gibbons, Del Deo, Dolan, Griffinger & Vecchione, A Professional Corporation, attorneys for cross-claim defendant Stewart Guaranty Company (hereinafter referred to as "Stewart Title"), shall move before the Honorable William G. Bassler, U.S.D.J., in the United States District Court for the District of New Jersey, M. L. King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, New Jersey, for an Order

pursuant to Fed. R. Civ. P. 12(b) dismissing all cross-claims asserted against Stewart Title.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed Order is included with this Notice.

PLEASE TAKE FURTHER NOTICE that, in support of the Motion, Stewart shall rely on the accompanying Memorandum of Law, Certification of Counsel, and all other pleadings and memoranda on file in this matter.

PLEASE TAKE FURTHER NOTICE that no trial is presently scheduled in this matter.

PLEASE TAKE FURTHER NOTICE that Stewart requests oral argument in the event this Motion is contested.

Dated: January 26, 2006
Newark, New Jersey

By: s/ Terrence S. Brody (TB-4463)
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